

### Remarks

Claims 1, 5, 7 and 12-13 are amended, claims 4 and 6 are canceled. Claims 1-3, 5, 7-8, 10-13 are pending in this application.

#### The 35 U.S.C. § 112(2) Rejection

The Examiner rejected claims 10-13 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The amendments to claims 12 and 13 moot this rejection. Therefore, withdrawal of the § 112(2) rejection is respectfully requested.

#### The 35 U.S.C. § 112(1) Rejection

The Examiner rejected claims 1-8 and 10-13 under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. The amendments to claims 1 and 12, and the cancellation of claims 4 and 6, moot this rejection.

With regards to claims 1-8, on page 3 of the Office Action, the Examiner notes that there is support in the application as filed for the claimed cell lines “using transporters of subgroups 21A and 22A of the SLC superfamily” and “export pumps of the MDR and MRP subgroups of the ABC superfamily.” Additionally, the amendments to claim 1 are supported by originally filed claims 4 and 6.

With regards to claims 10-13, the amendments to claim 12 are supported at page 15, lines 25 and 34; page 16, line 8; page 4, first paragraph; and page 5 first paragraph.

Therefore, withdrawal of the § 112(1) rejections is respectfully requested.

**Conclusion**

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (612) 373-6905 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

YUNHAI CUI ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(612) 373-6905

Date

Oct 24, 2006

By

Monique M. Perdok Shonka  
Monique M. Perdok Shonka  
Reg. No. 42,989

**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 24<sup>th</sup> day of October 2006.

PATRICIA A. HULTMAN

Name

Patricia A. Hultman

Signature